

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: TOVEY, Michael

Application No.: 09/249,030

Conf. No. 1869

Filed: February 3, 1999

For: THERAPEUTIC APPLICATIONS OF HIGH DOSE INTERFERON

Art Unit: 1814

Examiner: R. Cook

Washington, D.C.

Atty.'s Docket: Tovey-1A

Date: October 4, 2004

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THE COMMISSIONER OF PATENTS  
2011 South Clark Place, Mail Stop Non-Fee Amendment  
Crystal Plaza Two, Lobby, Room 1803  
Arlington, VA 22202

VIA TELEFACSIMILE

Sir:

Transmitted herewith is a [XX] Supplemental Amendment [ ]  
in the above-identified application.  
[ ] Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.  
[X] No additional fee is required.  
[ ] The fee has been calculated as shown below:

(Col. 1)	(Col. 2)	(Col. 3)
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS
TOTAL * 38	MINUS ** 51	0
INDEP. * 3	MINUS *** 3	0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM		

ADDITIONAL FEE TOTAL

SMALL ENTITY	
RATE	ADDITIONAL FEE
x 9	\$
x 43	\$
+ 146	\$
ADDITIONAL FEE TOTAL	

OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE
x 18	\$
x 88	\$
+ 290	\$
TOTAL	

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- \*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
- \*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

- [ ] Conditional Petition for Extension of Time  
If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
- [ ] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity  
Response Filed Within  
[ ] First - \$ 55.00  
[ ] Second - \$ 210.00  
[ ] Third - \$ 475.00  
[ ] Fourth - \$ 740.00  
Month After Time Period Set

Other Than Small Entity  
Response Filed Within  
[ ] First - \$ 110.00  
[ ] Second - \$ 420.00  
[ ] Third - \$ 950.00  
[ ] Fourth - \$ 1480.00  
Month After Time Period Set

- [ ] Less fees (\$ ) already paid for month(s) extension of time on .
- [ ] Please charge my Deposit Account No. 02-4035 in the amount of \$ .
- [ ] Credit Card Payment Form, PTO-2036, is attached, authorizing payment in the amount of \$ .
- [ ] A check in the amount of \$ is attached (check no. ).
- [X] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.

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	Atty. Docket: TOVEY=1A
In re Application of:	) Conf. No.: 1869
	)
Michael TOVEY	) Art Unit: 1614
	)
Appln. No.: 09/243,030	) Examiner: R. Cook
	)
Filed: February 3, 1999	) Washington, D.C.
	)
For: THERAPEUTIC APPLICATIONS	) October 4, 2004
OF HIGH DOSE ...	)

## SUPPLEMENTAL AMENDMENT

Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, Mail Stop Amendment  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

Supplementing applicant's main response to the  
official action of December 11, 2003, which was filed March  
11, 2004, please amend as follows:

Amendments to the Claims are reflected in the  
listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.